

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CONSTELLATION NEWENERGY, INC.
Plaintiff,

v.

No. 02-CV-2733 (HB)

POWERWEB TECHNOLOGIES, INC., *et al.*,
Defendants.

ELECTION TO APPLY PROTECTIVE
ORDER TO PRODUCTION BY A NON-PARTY

We, Leslie E. John, Esq. and, state as follows:
Emily J. Barnhart, Esq.

1. Check one:

 I reside at _____

and have been asked by a party to produce documents or information in
this litigation.

 X

We are counsel for ISO New England, Inc.

_____ ,
which has been asked by a party to produce documents or information in
this litigation, and am authorized to enter into this election on its behalf.

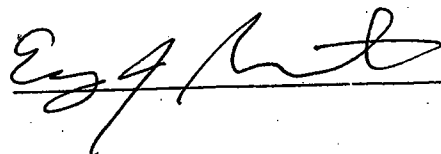
2. I have read and understand the Confidentiality Order dated January 17, 2003,
entered in this litigation.

3. I hereby elect to provide Confidential Information in the litigation subject to the
protections of the Confidentiality Order to the same extent as if such Confidential Information
were produced by a party to the litigation.

Exhibit A

ISO NE 000003

4. I agree to comply with the designation requirements of the Confidentiality Order and consent to the jurisdiction of the United States District Court for the Eastern District of Pennsylvania for the resolution of any disputes regarding the effect or implementation of this election.

Signature: 
Name: Leslie E. John, Esquire
Emily J. Barnhart, Esquire
Title: Attorneys for ISO New England, Inc.
Date: May 18, 2004